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PATENT

**IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE**

Applicants: Whitley et al.

Serial No.: 09/869,674

Filed: June 29, 2001


For: RECOMBINANT HERPES  
SIMPLEX VIRUS USEFUL FOR  
TREATING NEOPLASTIC  
DISEASE

Group Art Unit: To be assigned

Examiner: To be assigned

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)   
) James P. Zeller  
) Reg. No. 28,491

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
Washington D.C. 20231


Sir:

Submitted herewith for consideration by the examiner are copies of the documents identified on the attached Form PTO-1449. Entry and consideration of the submitted documents are solicited.

Respectfully submitted,

\ MARSHALL, GERSTEIN & BORUN

August 30, 2002

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Sheet 1 of 1

Form PTO-1449 (Rev. 11-2000)	U.S. Department of Commerce Patent and Trademark Office	Atty. Docket No. <b>27373/33716</b>	Serial No. <b>09/869,674</b>
<b>INFORMATION DISCLOSURE STATEMENT</b>		Applicant <b>Whitley et al.</b>	
		Filing Date <b>June 29, 2001</b>	Group

U.S. PATENT DOCUMENTS							
*Examiner Initials		Document Number	Issue Date	Name	Class	Subclass	Filing Date if Appropriate

FOREIGN PATENT DOCUMENTS								
*Examiner Initials		Document Number	Publication Date	Country	Class	Subclass	Translation	
							Yes	No
		WO 94/14971	07/07/94	PCT				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)		
		Supplementary European Search Report in EP 98 966 139.2 dated July 30, 2002

Examiner	Date Considered
<small>*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</small>	